



## **RESOLUTION**

**INITIATING AMENDMENTS TO THE REVISED CHARTER OF THE CITY AND COUNTY OF HONOLULU 1973, AS AMENDED, RELATING TO GRANTS IN AID.**

WHEREAS, the City's primary source for providing funding for non-profit organizations is monies allocated to the City by the United States Department of Housing and Urban Development's (HUD) Community Development Block Grants (CDBG) program; and

WHEREAS, the City's CDBG allocation from HUD has dropped from \$14.5 million in fiscal year 2010 to \$11.9 million in fiscal year 2012 and may drop even further in future fiscal years; and

WHEREAS, the non-profit organizations funded by the CDBG monies provide valuable services such as the provision of housing, community development, economic development and human services activities to persons of low and moderate income; and

WHEREAS, the Council believes that, as a result of the decrease in the City's CDBG allocation by HUD, in order to assure that these organizations continue to be funded, a portion of the revenues from the general fund should be set aside for these organizations; now, therefore,

**BE IT RESOLVED** by the Council of the City and County of Honolulu:

1. That it propose, and it is hereby proposed, that the following question be placed on the 2012 general election ballot:

"Should a minimum of one-half of one percent of annual general fund revenues be appropriated for grants in aid to be awarded by the City to federal income tax exempt non-profit organizations to provide services to economically and/or socially disadvantaged populations or provide services for public benefit in the areas of the arts, culture, economic development or the environment?"

2. That Article 9, Chapter 2, Revised Charter of the City and County of Honolulu 1973, as amended ("Fund Administration"), be amended by adding a new section 9-205 to read as follows:



## RESOLUTION

### "Section 9-205. Grants in Aid Fund --

1. There shall be established a Grants in Aid Fund. Monies in the Grants in Aid Fund shall be used by the City to award grants in aid to federal income tax exempt non-profit organizations that provide services to economically and/or socially disadvantaged populations or provide services for public benefit in the areas of the arts, culture, economic development or the environment.

2. In adopting each fiscal year's budget and capital program, the council shall appropriate a minimum of one-half of one percent (0.5%) of the estimated general fund revenues which shall be deposited into the Grants in Aid Fund.

3. No less than \$250,000 from the Grants in Aid Fund shall be expended annually in each council district.

4. At any given time, no more than five percent of the moneys in the Grants in Aid Fund shall be used for administrative expenses.

5. Any balance remaining in the fund at the end of any fiscal year shall not lapse, but shall remain in the fund, accumulating from year to year. The moneys in the fund shall not be used for any purpose except those listed in this section.

6. The council may waive the requirements of this section of the charter pertaining to the annual appropriation of general fund revenues to the grants in aid fund for any particular fiscal year, when the council finds by a two-thirds vote of its entire membership that an emergency due to a public calamity exists or the city could not otherwise fulfill its legal obligations.

7. There shall be established a grants in aid advisory commission to advise the city on grants issued under this section. The commission shall consist of seven members appointed by the mayor who shall serve for staggered terms of five years and until their successors have been appointed and qualified. The initial appointments shall commence no later than January 15, 2013, and shall be as follows:

(a) For a two-year term, two members.

(b) For a three-year term, two members.



## RESOLUTION

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(c) For a four-year term, two members.

(d) For a five-year term, one member.

8. The council shall by ordinance establish procedures for the administration and expenditure of the moneys in the fund."

3. That section 6-302, Revised Charter of the City and County of Honolulu 1973, as amended, be amended to read as follows:

**"Section 6-302. Powers, Duties and Functions --**

The director of community services shall:

(a) Develop and administer projects, programs and plans of action for human resources, human services and housing programs.

(b) Develop and administer projects, programs and plans of action designed to achieve sound community development, provided that such projects, programs and plans of action conform to and implement the general plan and development plans.

(c) Administer grants awarded from the grants in aid fund.

(d) Act as the local public officer for the purpose of implementing federally-aided and state-aided human resources, human services, housing, urban renewal and community development programs."

4. New Charter material is underscored. When revising, compiling or printing these Charter provisions for inclusion in the Revised Charter of the City and County of Honolulu 1973, as amended, the Revisor of the Charter need not include the underscoring.
5. That if these Charter provisions are amended by any other Charter amendment(s) approved by the electors in the 2012 general election, the Revisor of the Charter, in revising, compiling or printing the Revised Charter: (a) May designate or redesignate articles, chapters, sections or parts of sections, and rearrange references thereto; and (b) Shall, except as otherwise expressly provided in this resolution or in the other resolution(s) amending these Charter provisions, give effect, to the extent possible, to all of the amendments approved.



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## RESOLUTION

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The Revisor of the Charter may also change capitalization or the form of numbers and monetary sums for the sake of uniformity.

6. That the City Clerk be and is hereby directed:
  - a. To prepare the necessary ballots with the question contained in this resolution and with spaces for "yes" and "no" votes on the question for presentation to the electors at the 2012 general election. The City Clerk may make technical and non-substantive changes to the form of the question presented in order to conform it to the form of other Charter amendment questions presented to the electors at the same election; and
  - b. To publish the above-proposed Charter amendments at length in a daily newspaper of general circulation in the City and County of Honolulu at least 45 days prior to their submission to the electors at the 2012 general election.



## RESOLUTION

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7. That upon approval of the Charter amendment question posed in this resolution by a majority of the electors voting thereon, as duly certified, the amendment to the Revised Charter proposed in Section 2 of this "Be It Resolved" clause shall take effect on January 1, 2013.

INTRODUCED BY:

Ernest Martin

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DATE OF INTRODUCTION:

February 8, 2012  
Honolulu, Hawaii

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Councilmembers

CITY COUNCIL  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII  
C E R T I F I C A T E

**RESOLUTION 12-44, CD1, FD1**

Introduced: 02/08/12 By: ERNEST MARTIN

Committee: EXECUTIVE MATTERS  
AND LEGAL AFFAIRS

Title: RESOLUTION INITIATING AMENDMENTS TO THE REVISED CHARTER OF THE CITY AND COUNTY OF HONOLULU 1973, AS AMENDED, RELATING TO GRANTS IN AID.

Links: [RES12-44](#)  
[RES12-44, CD1, FD1](#)  
[CR-84](#)  
[CR-108](#)

Voting Legend: Y= Aye, Y\* = Aye w/Reservations, N = No, A = Absent, ABN = Abstain

COUNCIL	02/15/12	RESOLUTION PASSED FIRST READING AND WAS REFERRED TO COMMITTEE ON EXECUTIVE MATTERS AND LEGAL AFFAIRS.			
ANDERSON	Y	BERG	Y	CACHOLA	Y
CHANG	Y	GABBARD	Y		
GARCIA	Y	HARIMOTO	Y	KOBAYASHI	Y
MARTIN	Y				
EXECUTIVE MATTERS AND LEGAL AFFAIRS	02/28/12	CR-84 – RESOLUTION REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING.			
PUBLISH	03/10/12	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.			
COUNCIL/PUBLIC HEARING	03/21/12	CR-84 ADOPTED. RESOLUTION PASSED SECOND READING, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON EXECUTIVE MATTERS AND LEGAL AFFAIRS.			
ANDERSON	Y	BERG	Y*	CACHOLA	Y
CHANG	Y	GABBARD	Y		
GARCIA	Y	HARIMOTO	A	KOBAYASHI	Y
MARTIN	Y				
PUBLISH	03/26/12	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.			
EXECUTIVE MATTERS AND LEGAL AFFAIRS	04/03/12	CR-108 – RESOLUTION REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING AS AMENDED IN <u>CD1</u> FORM.			

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COUNCIL

05/09/12

NOTE: RESOLUTION 12-44, CD1, PROPOSED FD1 POSTED ON THE AGENDA  
WAS NOT CONSIDERED.

RESOLUTION AMENDED TO HANDCARRIED CD1, FD1.

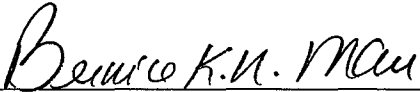
ANDERSON	Y	BERG	Y	CACHOLA	Y	CHANG	Y	GABBARD	Y
GARCIA	Y	HARIMOTO	Y	KOBAYASHI	Y	MARTIN	Y		

CR-108 ADOPTED AND RESOLUTION 12-44, CD1, FD1 PASSED THIRD READING.

ANDERSON	Y*	BERG	Y	CACHOLA	Y	CHANG	Y	GABBARD	Y
GARCIA	Y*	HARIMOTO	Y*	KOBAYASHI	Y	MARTIN	Y		

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I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this RESOLUTION.



BERNICE K. N. MAU, CITY CLERK

  
ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER